

ALEX G. TSE (CABN 152348)  
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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	CASE NO. CR 18-483 SI
	)	
Plaintiff,	)	STIPULATION AND <del>[PROPOSED]</del> ORDER
	)	EXCLUDING SPEEDY TRIAL TIME FROM
v.	)	JANUARY 11, 2019 TO MARCH 8, 2019
	)	
DEREKE HOLDEN and	)	
JOSE SOTOMAYOR,	)	
	)	
Defendants.	)	
	)	

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1 The parties, through their counsel of record, stipulate as follows:

- 2 1. The defendants, Dereke Holden and Jose Sotomayor, represented by their attorneys  
3 Alexander Davis and Lara Kollios, respectively, and the government, represented by  
4 Ross Weingarten, appeared on January 11, 2019 for a status conference in District Court.  
5  
6 2. The government has provided discovery in this case and informed the Court that  
7 productive plea negotiations are ongoing. The defendants informed the court that they  
8 are continuing to review the discovery.  
9  
10 3. The Court set a hearing on March 8, 2019 at 11:00 a.m. On that date, the defendants will  
11 either change their pleas or the parties will set dates for a motion schedule or trial.  
12  
13 4. In order to allow for the effective preparation of counsel for the defendants, the parties  
14 agree that time should be excluded under the Speedy Trial Act between January 11, 2019  
and March 8, 2019.

15 IT IS SO STIPULATED.

16 Dated: January 14, 2019

17 /s/  
DAVID CALLAWAY  
ALEXANDER DAVIS  
Attorney for Defendant Dereke Holden

19 Dated: January 14, 2019

20 /s/  
LARA KOLLIOS  
Attorney for Defendant Jose Sotomayor

22 Dated: January 14, 2019

23 /s/  
ROSS WEINGARTEN  
Assistant United States Attorney

**(~~PROPOSED~~) ORDER**

Based upon the representation of counsel and for good cause shown, the Court finds that failing to exclude the time between January 11, 2019 and March 8, 2019 would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time between January 11, 2019 and March 8, 2019 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial.

Therefore, IT IS HEREBY ORDERED that the time between January 11, 2019 and March 8, 2019 shall be excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

DATED: January <sup>14</sup> \_\_, 2019



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HONORABLE SUSAN ILLSTON  
United States District Judge